

**MINUTES OF THE REGULAR CALLED MEETING OF  
THE CITY COUNCIL OF THE CITY OF TYLER, TEXAS  
August 11, 2021**

A regular called meeting of the City Council of the City of Tyler, Texas, was held Wednesday, August 11, 2021 at 9:00 a.m. in the City Council Chambers, 2<sup>nd</sup> floor of City Hall, Tyler, Texas, with the following present:

|                                |                    |
|--------------------------------|--------------------|
| Mayor:                         | Don Warren         |
| Mayor Pro Tem:                 | Shirley McKellar   |
| Councilmembers:                | Stuart Hene        |
|                                | James Wynne        |
|                                | Broderick McGee    |
|                                | Bob Westbrook      |
|                                | Brad Curtis        |
| City Manager:                  | Edward Broussard   |
| Deputy City Manager:           | Stephanie Franklin |
| City Attorney:                 | Deborah G. Pullum  |
| Deputy City Attorney:          | Steve Kean         |
| Senior Asst. City Attorney:    | April Earley       |
| Airport Director:              | Stephen Thompson   |
| Managing Director:             | ReNissa Wade       |
| Chief Information Officer:     | Benny Yazdanpanahi |
| City Fire Chief:               | David Coble        |
| Police Chief:                  | Jimmy Toler        |
| Traffic Engineer:              | Cameron Williams   |
| Risk Manager:                  | Sara McCracken     |
| Manager, Wastewater Treatment: | Mike Norris        |
| Interim Projects Engineer:     | Davis Dickson      |
| Interim Utilities Director:    | Doug Box           |
| City Clerk:                    | Cassandra Brager   |

**INVOCATION**

The Invocation was given by Mayor Warren.

**MINUTES**

Motion by Councilmember Westbrook to approve the June 23, 2021 minutes; seconded by Councilmember McGee; motion carried 7 - 0 & approved as presented.

**ORDINANCE**

- O-1 Request that the City Council consider adopting an Ordinance amending Tyler City Code Chapter 17, to include new bicycle routes associated with the Bike Stripes project, to remove portions of old bicycle routes that are no longer applicable due to the Bike Stripes project, deleting driving and parking restrictions associated with exclusive bicycle lanes,**

August 11, 2021

deleting unnecessary references to penalties, and amending the official map to show all designated signed bicycle routes within the City of Tyler. (O-2021-73)

Motion by Councilmember Wynne; seconded by Councilmember McGee; motion carried 7 - 0 & approved as presented.

**MISCELLANEOUS**

**M-1 Request that the City Council consider authorizing the City Manager to execute an engineering contract with The CT Brannon Corporation for the Grande Boulevard Reverse Curve Preliminary Engineering Report and Highway Safety Improvement project screening and applications in the amount of \$95,943.00.**

Motion by Councilmember Hene; seconded by Councilmember Westbrook; motion carried 7 - 0 & approved as presented.

**M-2 Request that the City Council consider ratifying expenditures in the amount of \$53,439.30 for work performed for the emergency repair of a storm pipe located under the street on the 100 block of E. Houston Street.**

Motion by Councilmember Wynne; seconded by Mayor Pro Tem McKellar; motion carried 7 - 0 & approved as presented.

**M-3 Request that the City Council consider authorizing the City Manager to execute a construction contract with Reynolds & Kay, Ltd for the construction of the Holly Park Drainage Improvements project in the amount of \$434,760.70.**

Motion by Councilmember Hene; seconded by Councilmember Curtis; motion carried 7 - 0 & approved as presented.

**M-4 Request that the City Council consider authorizing the City Manager to execute a construction contract with Reynolds & Kay, Ltd for the construction of the Cloverdale Drainage Improvements project in the amount of \$3,356,265.70.**

Motion by Councilmember McGee; seconded by Councilmember Hene; motion carried 7 - 0 & approved as presented.

**M-5 Request the City Council consider ratifying payment of \$297,724.14 to A.E. Shull & Company for the completed emergency repair of a 24-inch sanitary sewer line, manhole re-habitation, sewer line re-alignment recovery flow from Delek Refining and access road 0.6 of a mile long to the site to be paid out of Water Capital funds.**

Motion by Councilmember Curtis; seconded by Councilmember Wynne; motion carried 7 - 0 & approved as presented.

August 11, 2021

**M-6 Request that the City Council consider authorizing the City Manager to execute a contract with C & A Construction in the amount of \$423,250.74 for the Group 2 Sanitary Sewer Reroutes and Rehabilitation Standard Bid, 21-051.**

Motion by Councilmember McGee; seconded by Councilmember Curtis; motion carried 7 - 0 & approved as presented.

**M-7 Request that the City Council consider authorizing the City Manager to execute an Engineering Services Contract, in an amount not to exceed \$1,850,000, with Langan | Adams for the Consent Decree Group 4 Remedial Measures Implementation.**

Motion by Councilmember Hene; seconded by Mayor Pro Tem McKellar; motion carried 7 - 0 & approved as presented.

**M-8 Request that the City Council consider authorizing the City Manager to execute a contract with Garver in the amount of \$838,541.00 for the Engineering Services for the Wastewater Treatment Plant Master Plan.**

Motion by Councilmember Wynne; seconded by Councilmember McGee; motion carried 7 - 0 & approved as presented.

#### **CONSENT**

**(These items are considered to be routine or have been previously discussed, and can be approved in one motion, unless a Council Member asks for separate consideration of an item.)**

**C-A-1 Request that the City Council consider approving and authorizing the Mayor to accept Smith County -9-1-1 District participation funding for part of the computer purchase for Computer Aided Dispatch (CAD) for Tyler Police Department in the total amount of \$250,000 with an annual payment of \$50,000 awarded to the City of Tyler.**

**C-A-2 Request that the City Council consider authorizing the City Manager to abandon a sanitary sewer easement across part of Legacy Crossing, NCB 902-D.**

**C-A-3 Request that the City Council consider accepting a donation check, received by the Animal Services Department, in the amount of \$161,608.06.**

**C-A-4 Request that the City Council consider authorizing the City Manager to purchase two Nissan Sentra to be used by the Police Department and one Nissan Kick from Peltier Nissan Tyler, Texas for a total cost of \$71,614.04.**

Motion by Councilmember Curtis; seconded by Councilmember Westbrook; motion carried 7 - 0 & approved as presented.

#### **CITY MANAGER'S REPORT**

**August 11, 2021**

1. The 8th Annual #SchoolisCool event took place as a drive-thru event at Fun Forest Park yesterday. Thanks to the continued partnership between the City of Tyler, Tyler Area Business Education Council, and TISD, we were able to distribute nearly 2,000 backpacks to school children. Though this event wouldn't have been possible without the generous donations from over fifty local sponsors and the enthusiastic volunteers, including the entire TJC Apache football team. We appreciate Councilman Westbrook and Councilman Wynne coming out to help support the event. We had a lot of grateful parents and happy kids.
2. We had our End of the Summer picnic at the Glass Recreation Center last Friday to close out our summer camps. A special thank you to Tyler PD for cooking for the kids - they really enjoyed it! We also would like to thank those who stopped by to serve food and join in on the fun. Councilman Bob Westbrook, Councilman James Wynne, Stephanie Franklin, Chief David Coble, Chief Jimmy Toler, Keidric Trimble as well as LaToya Young (Business Education Council) for providing school supplied backpacks to each child! Last but not least, we are grateful for each member of the Parks & Rec team that helped make this summer a success and gave the kids a safe place to make memories!
3. Homeless Outreach and Clean Up - For several months, individuals have been staying under the bridge at Spring and Valentine. At one point there were approximately 30 tents under the bridge. The Police Department (through Officer Johnny Green) has worked with the Tyler Street Team to handle the constantly evolving situation. Several individuals had found transitional housing, moved to shelters and returned to family members. On August 9, 2021, members of the Police Department, Code Enforcement and Solid Waste worked to clean and mow the area.

**EXECUTIVE SESSION - City Council convened into executive session at 9:39 am.**

The City Council may go into Executive Session regarding any item posted on the Agenda as authorized by Title 5, Chapter 551 of the Texas Government Code. Notice is hereby given that the City Council may go into Executive Session in accordance with the following provision of the Government Code:

**Executive Item**

Under Texas Gov't Code Section 551.071 "Litigation", deliberation regarding the following:

Pending litigation or settlement offer involving Renal Care Group Texas, Inc. and RCG East Texas LLP v. Healthfirst TPA Inc., et al

Litigation is, by its nature, an on-going process, and questions may arise as to trial tactics, which need to be explained to the City Council. Upon occasion, the City Council may need information from the City Attorney as to the status of the pending or contemplated litigation subject listed above.

Any final action to be taken by the City Council will be taken in open session.

City Council reconvened from executive session at 10:00 am with no action taken.

August 11, 2021

**ADJOURNMENT**

Motion by Councilmember Westbrook to adjourn the meeting at 10:01 am; seconded by Councilmember Wynne; motion carried 7 - 0 & meeting adjourned.



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DONALD P WARREN, MAYOR OF  
THE CITY OF TYLER, TEXAS

ATTEST:



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CASSANDRA BRAGER, CITY CLERK

